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ALSTON&BIRD LLP

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Date:

June 23, 2006

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Sender:

Edward R. Ergenzinger, Reg. No.
47,549

Message:

In re:	Fraser et al.	Confirmation No.:	1013
Appl No.:	10/549,998	Group Art Unit:	To Be Assigned
Filed:	September 20, 2005		
For:	METHODS FOR TREATING FUNCTIONAL BOWEL DISORDERS USING $\alpha_2\delta$ SUBUNIT CALCIUM CHANNEL MODULATORS WITH SMOOTH MUSCLE MODULATORS		

Documents Attached: Response to Notice to File Missing Parts (1 pg); Declaration (3 pgs); Copy of Notice of Missing Requirements (2 pgs)

Number of Pages: (including cover page)

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USER CODE: ERGEE	REQUESTED BY: Lynda, 2233
CLIENT/MATTER: 046562/297696	OPERATOR:

Attorney's Docket No. 046562/297696

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
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In re: Fraser et al.
 Appl No.: 10/549,998
 Filed: September 20, 2005
 For: METHODS FOR TREATING FUNCTIONAL BOWEL DISORDERS USING
 $\alpha_2\delta$ SUBUNIT CALCIUM CHANNEL MODULATORS WITH SMOOTH
 MUSCLE MODULATORS

JUN 23 2006

Confirmation No.: 1013
 Group Art Unit: To Be Assigned

Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

June 23, 2006

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application dated May 11, 2006, enclosed are the following:

- Part 2 of Formalities Letter (Notice to File Missing Parts of Application)
- Declaration and Power of Attorney for the above-identified application, which has been executed by the named inventor(s)
- Declaration of Inventors which has been executed by the named inventor(s) and an Assignee Power of Attorney
- Applicant claims small entity status
- Check in the amount of \$65.00 to cover the surcharge under 37 C.F.R. § 1.16(f)
- English Translation and \$130.00 (37 CFR 1.17(i)) fee for filing late.
- Other:
- Any deficiency, additional fee, or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

Edward R. Ergenzer
 Registration No. 47,549

<p>Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260</p> <p>LAWGAL02/30000788v1</p>	<p>CERTIFICATION OF FACSIMILE TRANSMISSION</p> <p>I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at facsimile number (571) 273-8300 on the date shown below.</p> <p> Lynya-Jo Pixley June 23, 2006 Date</p>
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07/06/2006 GFREY1 00000149 160605 10549998
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The PTO did not receive the following
 listed item(s)

Alston & Bird Page 1 of 2

MAY 15 2006

EE



UNITED STATES PATENT AND TRADEMARK OFFICE

Received By

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Attn: COMMISSIONER FOR PATENTS
 600 Dulany Street
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,998	Matthew Oliver Fraser	046562/297696
INTERNATIONAL APPLICATION NO.		PCT/US04/08701
I.A. FILING DATE		PRIORITY DATE
03/22/2004		07/10/2003

826
 ALSTON & BIRD LLP
 BANK OF AMERICA PLAZA
 101 SOUTH TRYON STREET, SUITE 4000
 CHARLOTTE, NC 28280-4000

CONFIRMATION NO. 1013
 371 FORMALITIES LETTER



OC000000018746369

Date Mailed: 05/11/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/20/2005
- Copy of IPE Report filed on 09/20/2005
- Small Entity Statement filed on 09/20/2005
- Request for Immediate Examination filed on 09/20/2005
- U.S. Basic National Fees filed on 09/20/2005
- Priority Documents filed on 09/20/2005

The applicant needs to satisfy supplemental fees problems indicated below.

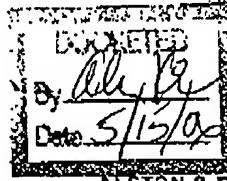
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.



By *[Signature]*
 Date 5/15/06

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Page 2 of 2

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,998	PCT/US04/08701	046562/297696

FORM PCT/DO/EO/905 (371 Formalities Notice)